

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

HITO PAGAN : CIVIL ACTION  
: :  
: v. :  
: :  
: :  
PENNSYLVANIA BOARD OF :  
PROBATION AND PAROLE, et al. : NO. 08-150

**O R D E R**

LEGROME D. DAVIS, J.,

AND NOW, this 20<sup>th</sup> day of January, 2009,

upon careful and independent consideration of the petition for writ of habeas corpus, and  
after review of the Report and Recommendation of United States Magistrate Judge

Elizabeth T. Hey, IT IS ORDERED that:

1. The Report and Recommendation is APPROVED and ADOPTED.
2. The petition for a writ of habeas corpus is DENIED.
3. There is no basis for the issuance of a certificate of appealability.

BY THE COURT:



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LEGROME D. DAVIS, J.